IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.08.2006

CORAM

THE HONOURABLE MR. JUSTICE P.SATHASIVAM

C.R.P.PD. No.1195 of 2006
and
M.P.No.1of 2006

P.Shanthi ... Petitioner

Versus

D.Joseph ... Respondent

Civil Revision Petition filed against the order dated 21.06.2006 passed in I.A.No.149 of 2006 in IDOP No.88 of 2005 on the file of the Family Court at Coimbatore, challenging the inadequacy of the interim maintenance granted therein.

For Petitioner : Mr. D.Shivakumaran

ORDER

Aggrieved by the order of the Family Court, Coimbatore dated 21.06.2006 made in I.A.No.149 of 2006, the petitioner-wife, has filed this petition under Article 227 of the Constitution of India.

2. The main grievance of the petitioner, as projected by the learned counsel for the petitioner is that though she prayed for a sum of Rs.3,000/- towards her maintenance, Rs.2,000/- towards medical expenses and Rs.3,000/- towards litigation expenses, the Family Court, after finding that there is no acceptable evidence regarding the income of the husband, directed him to pay atleast Rs.600/- per month as interim maintenance and Rs.750/- towards litigation expenses.

3. In view of the factual conclusion arrived at by the Family Court in the absence of any other material, I am of the view that the said order cannot be faulted with. Accordingly, the revision fails and the same is dismissed.

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4. Inasmuch as the IDOP is of the year 2005, the Family Court is directed to dispose of the same after affording opportunity to both parties, within a period of six months from the date of receipt of a copy of this order. No costs. Consequently, connected miscellaneous petition is closed.

gms

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1. The Judge
Family Court at Coimbatore

Copy to:
The Section Officer,
VR Section, High Court
Madras

AVA(CO)
NM(21.09.2006)

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